

The opinion in support of the decision being entered today is not binding precedent of the Board.

Paper 21 23

Filed by: Trial Section Merits Panel
Mail Stop Interference
P.O. Box 1450
Alexandria, VA 22313-1450
Tel: 703-308-9797
Fax: 703-305-0942

Filed:
14 September 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

YONG-KYU JANG, YOUNG-KUIL JOO
and MYEON-KOO KANG
Junior Party,
(Patent 6,469,759),

FAXED

SEP 14 2004

v.
KAZUHIKO TSUDA, KAZUHIRO ISHIZUKA
and HIROYUKI OHGAMI
Senior Party,
(Application 09/406,684).

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Patent Interference No. 105,203

Before SCHAFER, LANE, and MEDLEY, Administrative Patent Judges.

MEDLEY, Administrative Patent Judge.

JUDGMENT-RULE 662

On 13 September 2004, the board received "JANG REQUEST FOR ENTRY OF ADVERSE JUDGMENT" in which Jang requests and agrees to entry of adverse judgment under 37 CFR § 1.662(a) (Paper 29). Accordingly, it is

ORDERED that judgment on priority as to Count 1 (Paper 1 at 5) is awarded against

junior party YONG-KYU JANG, YOUNG-KUIL JOO and MYEON-KOO KANG.

FURTHER ORDERED that junior party YONG-KYU JANG, YOUNG-KUIL JOO and MYEON-KOO KANG is not entitled to a patent containing claims 1, 4 and 5 (corresponding to Count 1) of U.S. Patent 6,469,759.

FURTHER ORDERED that a copy of this paper shall be made of record in files of application 09/406,684 and U.S. Patent 6,469,759.

FURTHER ORDERED that if there is a settlement agreement, attention is directed to 35 U.S.C. § 135(c) and 37 CFR § 1.661.


RICHARD E. SCHAFER

Administrative Patent Judge

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) BOARD OF PATENT
) APPEALS AND
) INTERFERENCES


SALLY GARDNER LANE

Administrative Patent Judge

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SALLY C. MEDLEY

Administrative Patent Judge

)

cc (via facsimile):

Attorney for JANG (real party in interest: Samsung Electronics):

Richard S. Meyer (lead counsel)
Hae-Chan Park (backup counsel)
McGuire Woods LLP
1750 Tysons Blvd., Suite 1800
McLean, Virginia 22102

Fax: (703) 712-5240

Steven B. Kelber
Piper Rudnick LLP
1200 19th Street, NW
Washington, DC 20036-2430

Fax: (202) 223-2085

Attorney for TSUDA (real party in interest: Sharp Kabushiki Kaisha):

H. Warren Burnam, Jr. (lead counsel)
Joseph A. Rhoa (backup counsel)
Nixon & Vanderhye P.C.
1100 North Glebe Road, 8th Floor
Arlington, Virginia 22201-4714

Tel: (703) 816-4000

Fax: (703) 816-4100

INTERFERENCE DIGEST

Interference No. 105,203

Paper No. 21

Name: Kazuhiko Tsuda et al.

Serial No.: 09/406,684

Patent No.

Title: Method of making LCD with asperities in insulation layer under reflective electrode

Filed: 09/27/99

Interference with Jang et al.

DECISION ON MOTIONS

Administrative Patent Judge, _____ Dated, _____

FINAL DECISION

Board of Patent Appeals and Interferences, *favorable* Dated, *9-14-04*

Court, _____ Dated, _____

REMARKS

This should be placed in each application or patent involved in interference in addition to the interference letters.